

OCT 29 2004

32692

Customer Number

PATENT  
Docket No.: 55190US009

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: KESTUTIS J. TAUTVYDAS AND JEFFREY F. ANDREWS  
 Application No.: 09/696,635 Group Art Unit: 1617  
 Filed: October 25, 2000 Examiner: S. Jiang  
 Title: FRUIT, VEGETABLE, AND SEED DISINFECTANTS

## NOTICE OF APPEAL PURSUANT TO 37 CFR § 41.31(a)

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

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| CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR § 1.8(b))<br>I hereby certify that this correspondence is being:<br><input type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.<br><input checked="" type="checkbox"/> transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306. (4 pgs)<br>Date: October 29, 2004<br>Signed by: <i>Judy L. Hansen</i><br>Judy L. Hansen |  |
|--|--|

Dear Sir:

An appeal is made to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

A Request for Extension of Time Under 37 CFR § 1.136(a) is enclosed.

Please charge the fee provided in 37 CFR § 41.20(b)(1), and if necessary, charge any additional fees, or credit any overpayment to Deposit Account No. 13-3723. One copy of this sheet marked duplicate is also enclosed.

Respectfully submitted,

October 29, 2004  
 Date

By: *Nancy M. Lambert*  
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Office of Intellectual Property Counsel  
 3M Innovative Properties Company  
 Facsimile No.: 651-736-3833

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In re Application of:

KESTUTIS J. TAUTVYDAS and JEFFREY P. ANDREWS

Serial No.: 09/696,635  
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Group Art Unit: 1617

Examiner: S. Jiang

For: FRUIT, VEGETABLE, AND SEED  
DISINFECTANTS

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

The deadline for filing a response to the Office Action mailed June 2, 2004 originally required a reply by September 2, 2004.

Applicants desire additional time to respond to the Office Action, and therefore request that the deadline for reply to the Office Action be extended two months from September 2, 2004 until November 2, 2004 under the provisions of Rule 136(a). Authorization is hereby provided to charge any fee required in connection with this paper, including the \$430.00 fee under 37 CFR 1.17(a)(2) for consideration of this extension to Account No. 13-3723. A duplicate copy of this sheet is also enclosed.

Respectfully submitted,

*Nancy M. Lambert*

Nancy M. Lambert  
Registration No. 44,856  
Attorney for Applicants

NML:jlh/55190US009 Ext of Time  
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Certification of Authentic Transmission

I hereby certify that this paper is being furnished to the Patent and Trademark Office on the date shown below.

*Judy L. Hansen*  
Type or print name of person signing certification  
*Judy L. Hansen* 10-29-04  
Signature Date

PAGE 34 \* RCVD AT 10/29/2004 3:16:14 PM [Eastern Daylight Time] \* SVR:USPTO-EFAX-17 \* DNS:1729306 \* CSD: \* DURATION (min-ss):01:24 (pgs)

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